

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND)
ELECTRIC COMPANY FOR AN ADJUSTMENT OF) CASE NO.
ITS ELECTRIC AND GAS RATES) 2014-00372

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On January 23, 2015, Louisville Gas and Electric Company ("LG&E") filed a motion pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1) that certain materials filed with the Commission be afforded confidential treatment and not be placed in the public record subject to public inspection.

In support of its motion, LG&E states that the information it is requesting to be held confidential is contained in its Response to the Sierra Club's (and Wallace McMullen's) Initial Data Request, Item 26(b), more particularly described as "any studies or documentation of the grid reliability concerns presented by the retirement of the Green River Generating Station units." LG&E states that it has provided a transmission study that has not yet been made public and that the Federal Energy Regulatory Commission's Standards of Conduct concerning such studies (see 18 C.F.R. Part 358) prohibit a transmission provider and its employees, contractors, consultants, and agents from disclosing, or using a conduit to disclose, non-public transmission function information to the transmission provider's marketing function employees before the information is made public. LG&E seeks confidential treatment of this information until LG&E publicly discloses the study.

LG&E further states that this information is not known outside of LG&E and is not disseminated within LG&E except to those employees with a legitimate need to know the information. Finally, LG&E states that it will disclose the information, pursuant to a confidentiality agreement, to intervenors with a legitimate interest in this information and as required by the Commission.

Having carefully considered the motion and the materials at issue, the Commission finds that:

1. The materials for which LG&E seeks confidential treatment meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13.

2. The materials for which LG&E seeks confidential treatment should not be placed in the public record or made available for public inspection for an indefinite period and not until LG&E notifies the Commission that the study no longer requires confidential treatment.

IT IS THEREFORE ORDERED that:

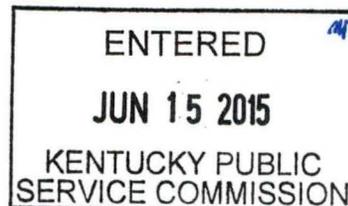
1. LG&E's motion for confidential treatment is hereby granted.
2. The material contained in LG&E's Response to the Sierra Club's (and Wallace McMullen's) Initial Data Requests, Item 26(b), is granted confidential treatment and shall not be placed in the public record or made available for public inspection for an indefinite period of time and not until LG&E notifies the Commission that the study no longer requires confidential treatment.

3. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

4 LG&E shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.

5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, LG&E shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If LG&E is unable to make such demonstration, the requested materials shall be made available for inspection.

By the Commission



ATTEST:


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